

SENATE BILL 1254

By Burchett

AN ACT to amend Tennessee Code Annotated, Title 62,
Chapter 19, Part 1, relative to auctioneers

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 62, Chapter 19, Part 1, is amended by adding the following as a new, appropriately designated section:

Section 62-19-1__.

(a) Notwithstanding the provisions of § 62-19-119, any auctioneer who performs auctioneering services and is subsequently denied payment for a commission or fee for services performed, shall have a lien for such work.

(b) Within ninety (90) days after the date of the auction, the auctioneer shall notify, in writing, the person to whom auctioneering services were provided, or the person's agent or attorney, if the person resides out of the county, that the lien is claimed.

(c) The lien shall continue for the period of ninety (90) days from the date of the notice in favor of the auctioneer, and until the final termination of any suit for enforcement brought within such period.

SECTION 2. This act shall take effect July 1, 2007, the public welfare requiring it.